

ROBERT F. SMITH, ADMINISTRATOR.

LETTER FROM THE ASSISTANT CLERK OF THE COURT OF CLAIMS,
TRANSMITTING A COPY OF THE FINDINGS OF FACT IN THE
CASE OF ROBERT F. SMITH, ADMINISTRATOR, AGAINST THE
UNITED STATES.

FEBRUARY 1, 1902.—Referred to the Committee on War Claims and ordered to be printed.

COURT OF CLAIMS, CLERK'S OFFICE,
Washington, January 31, 1902.

SIR: Pursuant to the order of the court I transmit herewith a certified copy of the findings filed by the court in the aforesaid cause, which case was referred to this court by the Committee on War Claims, House of Representatives, under the act of March 3, 1883.

I am, very respectfully, yours, etc.,

JOHN RANDOLPH,
Assistant Clerk Court of Claims.

HON. DAVID B. HENDERSON,
Speaker of the House of Representatives.

[Court of Claims. Congressional, No. 10230. Robert F. Smith, administrator of Francis J. Smith, deceased, *v.* The United States.]

This case, being a claim for supplies or stores alleged to have been taken by or furnished to the military forces of the United States for their use during the late war for the suppression of the rebellion, the court, on a preliminary inquiry, finds that Francis J. Smith, deceased, the person alleged to have furnished such supplies or stores, or from whom the same are alleged to have been taken, was loyal to the Government of the United States throughout said war.

BY THE COURT.

Filed April 15, 1901.

[Court of Claims. Congressional case No. 10230. Robert F. Smith, administrator Francis J. Smith, deceased, *v.* The United States.]

STATEMENT OF CASE.

The claim in the above-entitled case for supplies or stores alleged to have been taken by or furnished to the military forces of the United States, for their use during the late war for the suppression of the rebellion, was transmitted to the court by the Committee on War Claims of the House of Representatives on the 22d day of May, 1900.

On a preliminary inquiry the court, on the 15th day of April, 1901, found that the person alleged to have furnished the supplies or stores, or from whom they were alleged to have been taken, was loyal to the Government of the United States throughout said war.

The case was brought to a hearing on its merits on the 13th day of January, 1902. J. L. Bullock, esq., appeared for claimant, and the Attorney-General, by Robert Chisolm, esq., his assistant, and under his direction, appeared for the defense and protection of the interests of the United States.

The claimant in his petition makes the following allegations:

1. That said Francis J. Smith was a native-born citizen of the United States, who for many years prior to and during the entire civil war between the States, and throughout said war or rebellion, bore true and loyal allegiance to the Government of the United States, giving at no time voluntary aid, abetment, or encouragement to such rebellion.

2. That during said rebellion, to wit, on or about the 26th of November, 1864, the United States troops commanded by General Hatch, while camping in and around the premises of said decedent in the town of Columbia, in said county of Maury, took from him the following-described property as stores and supplies for his command, and then and there used the same for such purposes:

2 beef cattle, weighing 800 pounds net each, worth 10 cents per pound	160.00
1 black horse, 8 years old, 15 hands high	150.00
1 dark-brown horse, 8 years old, 15½ hands high	150.00
1 chestnut sorrel horse, 8 years old, 15 hands high	150.00
1 bay mare, 6 years old, 15½ hands high	150.00
510 bushels of corn, worth \$1 per bushel	510.00
2,500 bundles of fodder, worth \$1.50 per hundred	37.50
40 cords of wood, worth \$5 per cord	200.00
10 panels of fence, worth, actual cost of lumber	40.00
Total	1,547.50

The court, upon the evidence, and after considering the briefs and arguments of counsel on both sides, makes the following

FINDING OF FACTS.

There was taken from the claimant's decedent, in the county of Maury, State of Tennessee, during the war of the rebellion, by the military forces of the United States, for the use of the Army, property of the kind and character above described, which was then and there reasonably worth the sum of one thousand and forty-five dollars (\$1,045).

No payment appears to have been made therefor.

BY THE COURT.

Filed January 20, 1902.

A true copy.

Test this 31st day of January, 1902.

[SEAL.]

JOHN RANDOLPH,
Assistant Clerk Court of Claims.

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